

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF WYOMING**

IRON BAR HOLDINGS, LLC, a North	)	
Carolina limited liability company registered	)	
to do business in Wyoming,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. 22-CV-00067-SWS
	)	
BRADLY H. CAPE, an individual,	)	
ZACHARY M. SMITH, an individual,	)	
PHILLIP G. YEOMANS, an individual, and	)	
JOHN W. SLOWENSKY, an individual,	)	
	)	
Defendants.	)	

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**PLAINTIFF’S UNOPPOSED MOTION FOR LEAVE TO FILE ITS FIRST AMENDED  
COMPLAINT PURSUANT TO FED. R. CIV. P. 15**

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COMES NOW Plaintiff, Iron Bar Holdings, LLC, by and through its attorney M. Gregory Weisz of Pence and MacMillan LLC and respectfully requests the Court grant leave to Plaintiff to file its *First Amended Complaint for Declaratory Judgment & Civil Trespass*, attached hereto as Exhibit 1, pursuant to Fed. R. Civ. P. 15. Plaintiff states as follows:

1. Plaintiff requests to add additional factual allegations not previously stated in its *Complaint for Declaratory Judgment & Civil Trespass* and is essential to Plaintiff’s claims for relief.
2. Counsel for Plaintiff has contacted counsel for Defendants and Defendants do not object to the filing of Plaintiff’s First Amended Complaint.
3. Per this Court’s *Initial Pretrial Order* dated September 1, 2022, any motions to amend pleadings shall be filed on or before November 1, 2022. Plaintiff is in

compliance with this Court's *Initial Pretrial Order* by filing said motion on or before November 1, 2022.

4. A redlined amended complaint is attached hereto, as is a clean copy of the proposed amended complaint.

For the reasons set forth above, the Court should permit Plaintiff to file its *First Amended Complaint for Declaratory Judgment & Civil Trespass*.

RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of November, 2022.

/s/ M. Gregory Weisz  
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Plaintiff's Attorneys

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 1<sup>st</sup> day of November, 2022, a true and correct copy the above and foregoing document was served by CM/ECF upon the following:

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